

FEB 072013

Wasnington DC

401



SION

OMB APPROVAL OMB Number 3235-0123 Expires April 30, 2013

Estimated average burden

Hours per response 12.00

**SEC FILE NUMBER** 

8 - 24126

FORM X-17A-5

PART III **FACING PAGE** 

ANNUAL AUDITED REPORT

Information Required of Brokers and Dealers Pursuant to Section 17 of the Securities Exchange Act of 1934 and Rule 17a-5 Thereunder

	A. REGISTRANT I	DENTIFICATION		
NAME OF BROKER-DEALER: SECURITIES			OFFICIAL USE ONL	
YORK SECURITIES INC.		FIRM ID. NO.		
ADDRESS OF PRINCIPAL PLACE	E OF BUSINESS: (Do	not use P. O. Box No.)		
80 Broad Street				
New York	NY	10004		
(City) NAME AND TELEPHONE NUMB	(Sta		(Zip Code) TO THIS REPORT	
DAVID J. CORCORAN, PRESIDI	ENT	1	TEL 212-349-9700	
DAVID J. CORCORAN, PRESIDI	ENT		TEL 212-349-9700  - Telephone No.)	
	ENT	(Area Code		
В	. ACCOUNTANT II	(Area Code	- Telephone No.)	
DAVID J. CORCORAN, PRESIDI B NDEPENDENT PUBLIC ACCOUN JERNER & SIPKIN, CPAs LLE	TANT whose opinion	(Area Code	- Telephone No.)	
B NDEPENDENT PUBLIC ACCOUN	TANT whose opinion	(Area Code	- Telephone No.)	
DEPENDENT PUBLIC ACCOUN ERNER & SIPKIN, CPAs LLE	TANT whose opinion  New York	(Area Code DENTIFICATION is contained in this Repo	- Telephone No.)	

Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number

SEC 1410 (06-02)

2/14/13

<sup>\*</sup>Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See section 240.17a-5(e)(2).

### OATH OR AFFIRMATION

I, DAVID J. CORCORAN, swear (or affirm) that, to the best of my knowledge and belief, the accompanying financial statement and supporting schedules pertaining to the firm of YORK SECURITIES INC. as of Dec 31, 2012, are true and correct. I further swear (or affirm) that neither the company nor any partner, proprietor, member, principal officer or director has any proprietary interest in any account classified solely as that of a customer, except as follows:
NONE
Man
Fignature  Title
MARIE R. CASALINO Notary Public, State of New York No. 01CA4840820 Qualified in New York County 4 Commission Expires 13114
This report** contains (check all applicable boxes):  (x) (a) Facing page.  (x) (b) Statement of Financial Condition.  (x) (c) Statement of Operations.
<ul> <li>(x) (d) Statement of Cash Flows.</li> <li>(x) (e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietor's Capital.</li> <li>(x) (f) Statement of Changes in Liabilities Subordinated to Claims of Creditors.</li> <li>(x) (g) Computation of Net Capital.</li> <li>(x) (h) Computation for Determination of Resource Proprietor Partners to Public 1563-3</li> </ul>
<ul> <li>( ) (h) Computation for Determination of Reserve Requirements Pursuant to Rule 15c3-3.</li> <li>( ) (i ) Information Relating to the Possession or Control requirements under rule 15c3-3.</li> <li>( ) (j ) A Reconciliation, including appropriate explanation, of the Computation of Net Capital Under Rule 15c3-1 and the Computation for Determination of the reserve requirements Under Exhibit A of Rule 15c3-3.</li> </ul>
<ul> <li>( ) (k) A Reconciliation between the audited and unaudited Statements of Financial Condition with respect to methods of consolidation.</li> <li>(x) (l) An Oath or Affirmation.</li> <li>(x) (m) A copy of the SIPC Supplemental Report.</li> </ul>
( ) (n ) A report describing any material inadequacies found to exist or found to have existed since the date of the previous audit.

\*\* For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

(x) (o) Independent Auditors' Report.

## YORK SECURITIES, INC. STATEMENT OF FINANCIAL CONDITION

DECEMBER 31, 2012

# YORK SECURITIES, INC. STATEMENT OF FINANCIAL CONDITION DECEMBER 31, 2012

ASSETS	· ·
Cash and cash equivalents	
Cash segregated for the exclusive benefit of customers' (Note 3)	\$ 207,214
Due from broker	49,951
Commissions receivable	260,276
Securities - at market value (Note 4)	141,583
Fixed assets - net of accumulated depreciation of 821,063 (Note 2(e))	522,844
Other assets Other assets	
Total assets	51,883
Total assets	\$ 1,233,751
LIABILITIES AND STOCKHOLDERS' EQUITY	
Liabilities:	
Accounts payable and accrued expenses	
Due to customer (Note 3)	7,034
Total liabilities	<u>15,149</u>
	22,183
Commitments and Contingencies (Notes 2(e), 6 and 7)	
Stockholders' equity (Note 8)	
Common stock, no par value, 200 shares	
authorized, 20 shares issued and outstanding.	
Additional paid-in capital	200,000
Retained earnings	542,905
	468,663
Total stockholders' equity	1,211,568
Total liabilities and stockholders' equity	
	\$ 1,233,751
	•

### Note 1 - Nature of Business

York Securities, Inc., (The "Company") is primarily a discount securities broker registered with the Securities and Exchange Commission (SEC) and is a member of the Financial Industry Regulatory Authority ("FINRA)". The Company's customers are located throughout the United States.

The Company operates under the provisions of Paragraph (k) (2) (ii) of Rule 15c3-3 of the Securities and Exchange Commission and, accordingly, is exempt from the remaining provisions of that rule. Essentially, the requirements of Paragraph (k) (2) (ii) provide that the Company clears all transactions on behalf of customers on a fully disclosed basis with a clearing broker/dealer, and promptly transmits all customer funds and securities to the clearing broker/dealer. The clearing broker/dealer carries all of the accounts of the customers and maintains and preserves all related books and records as are customarily kept by a clearing broker/dealer.

### Note 2 - Summary of Significant Accounting Policies

### a) Revenue Recognition

Securities transactions (and the recognition of related income and expenses) are recorded on a trade date basis. Commission income and related expense are recorded on a trade date basis. Marketable securities owned or sold, but not yet purchased, are carried at market value.

#### b) Income Taxes

The Company has elected to be treated as an "S" Corporation under the provisions of the Internal Revenue Code and New York State tax regulations. Under the provisions, the Company does not pay federal or state corporate income taxes on its taxable income. Instead, the stockholder is liable for individual income taxes on his respective share of the Company's taxable income. The Company continues to pay New York City general corporation taxes.

### c) Cash and Cash Equivalents

The Company considers demand deposited money market funds to be cash equivalents. The Company maintains cash in bank accounts which, at times, may exceed federally insured limits or where no insurance is provided. The Company has not experienced any losses in such accounts and does not believe it is exposed to any significant credit risk on cash and cash equivalents.

### d) Use of Estimates

Management uses estimates and assumptions in preparing financial statements. Those estimates and assumptions affect the reported amounts of assets and liabilities, and the reported amounts of revenues and expenses.

#### e) Fixed Assets

Equipment is carried at cost and is depreciated over a useful life of 5-7 years using the straight line method. Leasehold improvements are amortized over the life of the lease using the straight line method. In 2009, the Company purchased a customer account list for \$250,000.

## Note 2 - Summary of Significant Accounting Policies (continued)

Fixed Assets (continued)
In 2010, and 2011 the Company paid an additional \$125,000 in each year for such list and in 2012 an additional final payment of \$100,000 since the revenues generated from the list exceeded certain prescribed amounts. These payments were being amortized over three years and since the list was purchased in 2009 it was fully amortized at 12/31/2012.

### f) Fair Value Measurements

The Company carries its investments at fair value. ASC 820, Fair Value Measurements and Disclosure, defines fair value as the price that would be received to sell an asset or paid to transfer a liability (i.e., the "exit price") in an orderly transaction between market participants at the measurement date. ASC 820 establishes a fair value hierarchy for inputs used in measuring fair value that maximizes the use of observable inputs and minimizes the use of unobservable inputs by requiring that the most observable inputs be used when available.

The fair value hierarchy is categorized into three levels based on the inputs as follows:

- Level 1 Fair values derived from unadjusted quoted prices of identical assets in active markets.
- Level 2 Fair values derived from quoted prices of similar assets in active markets, quoted prices for identical or similar assets in markets that are not active and model driven valuations in which all significant inputs are observable in active markets.
- Level 3 Fair values derived from inputs which are not observable in markets.

The following table represents the Company's fair value hierarchy for those assets and liabilities measured at fair value on a recurring basis as at December 31, 2012:

		Fair Value Me	easurements Usi	ing
	Total	Quoted Price in Active Markets for Identical Assets	Significant Other Observable Inputs	Significant Unobservable Inputs
_	Total	(Level 1)	(Level 2)	(Level 3)
	\$522,844	\$522,844	\$-0-	\$-0-

Equities

### g) Subsequent Events

The Company has evaluated events and transactions that occurred between December 31, 2012 and January 28, 2013, which is the date the financial statements were available to be issued, for possible disclosure and recognition in the financial statements.

## Note 3- Cash Segregated under Federal and other Regulations

Cash has been segregated in a special reserve bank account for the exclusive benefit of customers under Rule 15c3-3 of the SEC. At December 31, 2012, the amount owed customers was \$15,149.

## Note 4- Marketable Securities Owned

Marketable securities consist of traded securities, at quoted market values, as illustrated below:

	<u>Owned</u>
Equities	\$522,844
	\$522,844

### Note 5- Profit Sharing Plan

The Company is a sponsor of a 401(k) defined contribution profit sharing plan for its eligible employees. Contributions to the plan, if any, are determined by the employer and come out of its current accumulated profits. The employer's contribution for any fiscal year shall not exceed the maximum allowable as a deduction to the employer under the provisions of the IRS Code Section 404, as amended, or replaced from time to time. The Company's liability to the plan for the year ended December 31, 2012 was \$4,013.

## Note 6- Commitments and Contingencies

### Office Space

The Company leases office space pursuant to an operating lease expiring September 30, 2016. The future minimum rental commitment through termination is:

<u>Year</u>	Amount
2013	\$47,258
2014	\$48,676
2015	\$50,136
2016	\$38,442

The lease has been guaranteed by the stockholder.

### Credit Risk Concentrations

Substantially all of the Company's securities balances are held by one brokerage firm. The Securities Investor Protection Corporation (SIPC) insures the brokerage account to the extent of \$500,000 (including up to \$100,000 for cash). Securities balances in excess of insurance coverage are secured by the good faith and credit of the brokerage firm.

## Note 7 - Financial Instruments with Off-Balance Sheet Credit Risk

As a securities broker, the Company is engaged in buying and selling securities for a diverse group of institutional and individual investors. The Company introduces these transactions for clearance to another broker-dealer on a fully disclosed basis.

The Company's exposure to credit risk associated with non-performance of customers in fulfilling their contractual obligations pursuant to securities transactions can be directly impacted by volatile trading markets which may impair the customer' ability to satisfy their obligations to the Company and the Company's ability to liquidate the collateral at an amount equal to the original contracted amount. The agreement between the Company and its clearing broker provides that the Company is obligated to assume any exposure related to such non-performance by its customers.

The Company seeks to control the aforementioned risks by requiring customers to maintain margin collateral in compliance with various regulatory requirements and the clearing broker's internal guidelines. The Company monitors its customer activity by reviewing information it receives from its clearing broker on a daily basis, and requiring customers to deposit additional collateral, or reduce positions, when necessary.

## Note 8 - Net Capital Requirement

. .1 . . The Company is subject to the Securities and Exchange Commission Uniform Net Capital Rule (Rule 15c3-1) which requires the maintenance of minimum net capital and requires that the ratio of aggregate indebtedness to net capital, both as defined, shall not exceed 1500%. At December 31, 2012, the Company had net capital of \$1,066,509, which was \$816,509 in excess of its required net capital of \$250,000. The Company's net capital ratio was 2.08%.



132 Nassau Street, New York, NY 10038 Tel 212.571.0064 / Fax 212.571.0074

INDEPENDENT INSTITUTES REPORT

To the Stockholders of York Securities, Inc. 160 Broadway New York, NY 10038

### Report on the Financial Statements

We have audited the accompanying statement of financial condition of York Securities, Inc., (the Company) as of December 31, 2012.

## Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of the statement of financial condition in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the statement of financial condition that is free from material misstatement, whether due to fraud or error.

#### Auditor's Responsibility

Our responsibility is to express an opinion on the statement of financial condition based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the statement of financial condition is free if material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the statement of financial condition. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the statement of financial condition, weather due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the Company's preparation and fair presentation of the statement of financial condition in order to design audit procedures that are appropriate in the circumstances. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the statement of financial condition.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

#### **Opinion**

In our opinion, the statement of financial condition referred to above presents fairly, in all material respects, the financial position of York Securities, Inc., as of December 31, 2012 in accordance with accounting principles generally accepted in the United States of America.

Sern 1 Syl CPAs up Lerner & Sipkin, CPAs, LLP Certified Public Accountants (NY)

New York, NY January 28, 2013